

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF WEST VIRGINIA  
AT CLARKSBURG

- - -

CHRISTY J. RHOADES, in her CIVIL ACTION NO. 1:18-CV-186  
capacity as the Administratrix  
and Personal Representative of  
the estate of Philip Jontz  
Rhoades,

Plaintiff,

V.

DAVID FORSYTH, in his official  
and individual capacity,

Defendant.

- - -

Proceedings had in the PRE-TRIAL CONFERENCE of the  
above-styled action on Tuesday, April 6, 2021, before the  
Honorable Judge Thomas S. Kleeh, District Judge, at  
Clarksburg, West Virginia.

- - -

APPEARANCES:

For the Plaintiff:

Ryan J. Umina  
Umina Legal, PLLC  
125 Greenbag Road  
Morgantown, WV 26501

Travis Austin Prince  
Benjamin J. Hogan  
Bailey & Glasser, LLP - Morgantown  
6 Canyon Rd., Suite 200  
Morgantown, WV 26508

For the Defendant:

Tiffany R. Durst  
Nathan A. Carroll  
Pullin Fowler Flanagan Brown & Poe  
PLLC - Morgantown  
2414 Cranberry Sq.  
Morgantown, WV 26508

Proceedings recorded utilizing realtime translation.  
Transcript produced by computer-aided transcription.

1 (Proceedings commenced at 9:13 a.m. in Judge Klee's  
2 chambers.)

09:13:54 3 THE COURT: All right. We are on the record this  
09:13:56 4 morning in a pretrial, quick conversation in Rhoades v.  
09:14:03 5 Forsyth, civil action number 18-cv-186. Yesterday the Court  
09:14:07 6 emailed to counsel the Court's proposed voir dire. Again, the  
09:14:13 7 Court will take care of voir dire, handle follow-ups as  
09:14:16 8 necessary, but I wanted to give counsel a chance if there was  
09:14:21 9 any objections or concerns of the Court's proposed voir dire?  
09:14:21 10 I will start with the plaintiffs.

09:14:26 11 MR. UMINA: No objection from us, Your Honor.

09:14:27 12 THE COURT: Ms. Durst.

09:14:27 13 MS. DURST: No objections, Your Honor. There were  
09:14:30 14 four of our proposed voir dire questions that we believe  
09:14:35 15 either should be asked or potentially could be combined into a  
09:14:39 16 question the Court is already proposing to ask the jurors.  
09:14:44 17 Number one is -- I will take them in order. Number 17 from  
09:14:49 18 our proposed voir dire, Your Honor, and it was, "Have you or  
09:14:52 19 any member of your immediate family had any form of law  
09:14:54 20 enforcement training?"

09:14:55 21 THE COURT: Okay.

09:14:56 22 MS. DURST: I don't know that that one necessarily  
09:14:59 23 could be combined with something that is already in the --

09:15:02 24 THE COURT: Why do we need to know that?

09:15:04 25 MS. DURST: I think it's relevant, Your Honor, if you

09:15:07 1 have someone that has a family member that has law enforcement  
09:15:11 2 training and maybe is no longer in law enforcement because  
09:15:15 3 they had -- they became disillusioned with police or whatever,  
09:15:21 4 and had conversations with --

09:15:24 5 THE COURT: Well, we ask if anyone -- we obviously  
09:15:26 6 ask the specifics about the Marion County Sheriff's Department  
09:15:28 7 and Mr. Forsyth, but we also ask if they or any family member,  
09:15:32 8 close friends, ever worked for law enforcement. And I have a  
09:15:36 9 hard time removing a scenario where someone receives any type  
09:15:37 10 of law enforcement training where they weren't employed.

09:15:40 11 MS. DURST: I think it's potential that someone could  
09:15:42 12 have some training in college that may be not hands-on  
09:15:46 13 training, but had classes in criminal justice, that could be  
09:15:50 14 considered in law enforcement training, but not like State  
09:15:54 15 police academy kind of training.

09:15:56 16 THE COURT: Right.

09:15:56 17 MS. DURST: So that's kind of, you know, where I am  
09:15:58 18 coming from, Your Honor.

09:16:00 19 THE COURT: Understood. I think we will leave that  
09:16:01 20 one out, Ms. Durst. I think the Court's voir dire, in  
09:16:06 21 particular questions 5 and 6, get at what we need. And again,  
09:16:10 22 our goal here, remembering what it was like to be counsel in  
09:16:13 23 the morning of trial, wanting as much information as humanly  
09:16:16 24 possible about our jury pool, so you pick what you believe to  
09:16:20 25 be a winning jury. I certainly understand that. Our job is

to seat a fair and impartial jury, so I don't think we need to get that far in the weeds. I think we covered it. Objection noted. Second one?

MS. DURST: Second one is number 21, Your Honor. And I believe we could maybe broaden the Court's question number 12 to kind of accomplish what we are trying to find. Number 21 says, "Have any members of the jury panel had any experience with a member of the sheriff's department good or bad?" The Court's number 12 asks if any member -- "Have you or any member of your family been stopped or issued a citation for allegedly violating a traffic law," and here is what I --

THE COURT: I think that was your suggested question.

MS. DURST: I think we had this other one and the reason, Your Honor, and let me give you an example. Say we have Jane Doe whose brother was arrested for possession of drugs by someone in the Marion County Sheriff's Department and, she believes that the drugs weren't his and he was wrongfully accused by the sheriff's department and so has an issue with the sheriff's department. That's not limited to just a traffic stop, so I think maybe number 12 --

THE COURT: Well, 13 asks about a confrontational situation with law enforcement. Maybe we just add to that. Where in 13 we would ask, "Have you or any member of your family ever had what you considered an unfriendly or confrontational..." I am open to any thesaurus suggestions on

09:17:51 1 that front, but I think 13 contemplates what you are looking  
09:17:55 2 for here, Ms. Durst, but if you have any revisions or  
09:17:57 3 suggestions on that one, I am open to them.

09:17:59 4 MS. DURST: Well, I don't know that -- the  
09:18:00 5 confrontational situation -- I do know that is one that we  
09:18:04 6 suggested, Your Honor. But I guess I'm just trying to --  
09:18:11 7 depending on how the facts of the situation play out, it may  
09:18:14 8 -- when the suspect was taken into custody may not necessarily  
09:18:19 9 been a confrontational situation.

09:18:20 10 THE COURT: How about unpleasant?

09:18:22 11 MS. DURST: I mean, that is kind of getting -- we're  
09:18:24 12 just wanting to find out if anyone has any experiences with  
09:18:28 13 the sheriff's department that essentially leaves a bad taste  
09:18:31 14 in their mouth for whatever reason, whether it was because  
09:18:34 15 they thought they were wrongfully accused, it was a family  
09:18:37 16 member, they didn't like the way the law enforcement  
09:18:40 17 interacted with them.

09:18:41 18 THE COURT: I understand. I think if we ask if they  
09:18:43 19 have ever been in what they considered a confrontational or  
09:18:47 20 unpleasant situation with any law enforcement officer or  
09:18:50 21 agency, I believe that covers it. But I will come back around  
09:18:54 22 to you, Mr. Umina. Any concerns with that revision to the  
09:18:56 23 Court's voir dire question 13?

09:18:59 24 MR. UMINA: Your Honor, I don't think that I do. If  
09:19:01 25 they want to ask if they had an unfriendly encounter with law

09:19:04 1 enforcement, that is fine.

09:19:06 2 THE COURT: I think unpleasant is the best I can come  
09:19:08 3 up with. Any other alternatives anybody can think of?

09:19:11 4 MR. UMINA: I think that is a good word.

09:19:13 5 THE COURT: All right. Does that alleviate your  
09:19:15 6 concerns on that one, Ms. Durst?

09:19:17 7 MS. DURST: That addresses the concerns we had with  
09:19:20 8 regard to that one, Your Honor.

09:19:21 9 THE COURT: All right. Number three?

09:19:22 10 MS. DURST: Number three is our number 30 in our voir  
09:19:24 11 dire, "Does anyone have a general distrust or hatred for  
09:19:28 12 police officers?" If we could remove the word "hatred,"  
09:19:31 13 obviously, but I think if someone has a general distrust of  
09:19:34 14 law enforcement, for whatever reason, whether it's they had a  
09:19:37 15 personal experience or they have seen things on the news, it  
09:19:41 16 hasn't been a personal experience for them, but because of  
09:19:44 17 things that they have seen, they have a distrust for law  
09:19:46 18 enforcement, I think that that is something that we should be  
09:19:51 19 able to explore.

09:19:53 20 THE COURT: Understood. I think the -- frankly, the  
09:19:55 21 scope of the Court's voir dire gets at that from a number of  
09:19:59 22 different ways; however, including the questions we just asked  
09:20:06 23 about, the former employment, the organization, social media  
09:20:11 24 activity, and then, of course, the general open-ended  
09:20:15 25 questions with respect to any reason you believe you can't sit

and be fair, in particular question 33, of course, as the catch-all, any religious, personal or philosophical opinions. So I think we covered, that probably not as directly as you may suggest, but I think we covered that. We will leave that one out. Objection noted.

MS. DURST: Okay.

THE COURT: Number four?

MS. DURST: The last one, then, number four, would be number 37 of our voir dire, "Does anyone believe that force should not be used by a police officer against a suspect in any circumstance?" I think that there are people out there that regardless of what a person is doing, don't believe that any force should be used, and I think that we are entitled to know if they -- if a juror falls into that category.

THE COURT: Understood. Mr. Umina, what do you think about that one?

MR. UMINA: Your Honor, I don't think it's a necessary question. Additionally, in -- the Fourth Circuit has no per se rule for excluding the jurors, and I think in the scope of your existing voir dire would draw out any bias they would need to know, and certainly anything like that would not rise to a level of excluding that juror for cause.

THE COURT: And we also instruct the jury, obviously at the beginning we don't give them the specifics, tell them they are going to be told what the law is and they don't have

any choice but to follow it, and can't substitute their own judgments. And, of course, we cover that at length in our jury charge. So I think we cover that sufficiently with, again, the scope of the voir dire, with also our preliminary instructions to the jury, and then, of course, we will again in the actual jury instructions before they get the case to deliberate. So we will leave that one out. In all candor, it's just a personal practice of mine. I try to avoid the case-specific questions, particularly when we are getting closer to the ultimate issue during voir dire, being mindful what our -- the Court's role is in selecting a jury. We are going to leave that one out as well, but objection noted on that one, Ms. Durst.

Anything else on the voir dire?

MS. DURST: None for the defendant, Your Honor.

THE COURT: Okay. All right.

MR. UMINA: Your Honor, specifically as to the voir dire, no, but as to the potential jurors, I don't know when the Court wants us to address this, but before we get back in there, but in our juror research, one of the proposed jurors, we believe, has exhibited publically a bias that is strong enough to eliminate him for cause. And to save time on the Court's behalf, on everyone's behalf -- can you hand me that, please?

Andrew Grimes is an EMT here in Harrison County. This is



information from his Facebook page. If you look at it, he literally posts nothing but items and posts, and it's not one or two, it's literally every single thing that Mr. Grimes posts. It's not just pro law enforcement or supportive of law enforcement, but to a degree that shows an inherent bias that most certainly can't be overcome with the correct instruction or questions or anything of that nature. And it's -- some of these are duplicates, Your Honor -- and it goes on and on and on in literally every single thing that this individual has posted for years.

For instance, the one that you are looking at demonstrates a very inherent bias towards law enforcement. Again, it's not just a favorable impression of law enforcement it's a --

THE COURT: Have you seen these, Ms. Durst?

MS. DURST: I have not, Your Honor.

THE COURT: I will give you a second to read through those.

MR. UMINA: My staff didn't collate those documents.

THE COURT: Okay. For the record, plaintiff's counsel provided the Court and defense counsel a copy of what appears to be archives from a prospective juror's Facebook page. Would that be fair, Mr. Umina?

MR. UMINA: Yes, Your Honor.

THE COURT: And it's for Mr. -- what's his name

again?

MR. UMINA: Andrew Grimes. He is currently juror number five.

THE COURT: Juror number 5, well, they say what they say. I would be inclined, unless there is an objection, to make a copy of this and make it part of the record, under seal obviously, given it's Mr. Grime's personal Facebook information. Do I take your raising this issue Mr. Umina as a preliminary motion to strike for cause on this particular juror?

MR. UMINA: Yes, Your Honor.

THE COURT: Ms. Durst.

MS. DURST: Your Honor, in briefly looking thru the posts in the few minutes that I had there, a lot of -- there were some from 2020, right around that time. Most of them look like they were back from 2014, that time frame. I think at a minimum, we should be able to question Mr. Grimes, you know, in camera, before the Court makes the ruling on a motion to strike.

THE COURT: Well, we're not necessarily going to question him in camera about his Facebook page. But what I am inclined to do is to conduct voir dire. If this gentleman does not respond as I believe he should, to certain of the Court's voir dire questions, then we will have a one-on-one chat. But I will ask him the standard questions as to whether

09:27:15 1 he thinks he can set this aside and be fair, and then I will  
09:27:18 2 make a determination at that point. But he is here, and we  
09:27:23 3 will give him a chance to speak to it, but we will take that  
09:27:26 4 motion up then.

09:27:27 5 MR. UMINA: Yes, Your Honor.

09:27:28 6 THE COURT: Thank you for the advanced heads up on  
09:27:30 7 that, Mr. Umina. But we will make a copy of this.

09:27:35 8 MR. UMINA: Absolutely.

09:27:36 9 THE COURT: And we will have that filed under seal  
09:27:41 10 again, of course.

09:27:45 11 Can you make a couple so that everyone has it? I  
09:27:49 12 will apologize in advance; our copier is what you would expect  
09:27:54 13 for a federal government copier. I will put it politely.  
09:28:00 14 Okay.

09:28:01 15 One thing, we are going to seat eight jurors. I know in  
09:28:07 16 one of our recent orders we mentioned having six, and two  
09:28:10 17 alternates. We're not going to have alternates. We're going  
09:28:13 18 to seat eight and treat them as jurors. We have got to have  
09:28:17 19 at least six, so the two, they won't know it, but we will  
09:28:22 20 treat them as buffers. If someone needs excused during the  
09:28:26 21 course of the trial, we will proceed as long as we have six.  
09:28:28 22 But we are going to start with eight, so we won't have  
09:28:30 23 alternates. We will just seat eight.

09:28:33 24 MS. DURST: And at the end of the trial when we are  
09:28:37 25 beginning deliberations and no one has had to be excused, will

all eight deliberate then?

THE COURT: No alternates. Normal, first class jurors. So we will skip that sort of arbitrary distinction. For our purposes, we will seat eight. If we have to excuse somebody we will go with seven or six. If we have five, then we will have a different conversations, but given the length of trial, I think having a two-person buffer might be best. We will do that that way.

So that counsel knows, given that we are going to seat eight, we will, once we are finished with jury selection, we will be able to get everybody in the box at a safe social distance seating pattern, if you will. My inclination was, depending on when we finish with jury selection, either during a break today or to start tomorrow, to reconfigure the courtroom back to normal. I am sure you guys have seen downstairs where we are set up now to accommodate our jurors. We will move the counsel tables back to where they are facing the bench and move the podium back to sort of behind counsel table there in the middle. If we get through jury selection this morning, and it's around lunchtime, we may try to do that before we start with openings and the rest. Or if it's not a convenient time -- our best guesstimate, that will take 15 or 20 minutes to move and unplug and replug. If we are not at a good spot to do that, we just may roll with it today how we are currently set up, and then when you get here tomorrow, we

will be reconfigured back to normal.

Those were all the logistic things on my checklist.

Anything further we need to take up at this point?

MR. UMINA: Nothing from the plaintiff, Your Honor.

MR. CARROLL: Your Honor, I believe there was one more matter of housekeeping. Based off the Court's recent orders, we did exchange with plaintiff's counsel certain radio recordings that we believe were still admissible. We paired that down with what we believe to be consistent with the Court's rulings. And there is one radio log in particular that we believe will be objected to, specifically the radio log that states that the -- Mr. Rhoades was believed to be armed. There is an objection to that. I believe the objection is that our defendant did not rely on that in the course of his use of force; however, we believe that's specifically refuted by the testimony even as early as our client's statement to the state police. He indicated that plaintiff was reaching between the seats, and he could hear what went over the radio. I think all those things provide the foundation for that information. And more importantly, the fact that Mr. Rhoades may or may not have been armed has nothing to do with any prior criminal history. It does not relate to June 25th [sic] because no weapon, other than his vehicle, was used on June -- July 25th. And to that end, I absolutely believe that that is relevant and there is a proper

09:31:56 1 foundation for it.

09:31:56 2 THE COURT: Mr. Umina.

09:31:57 3 MR. UMINA: Yes, Your Honor. Specifically the  
09:32:01 4 recording is identified 514 MAR CNTY POL 1443:43. It states  
09:32:11 5 that, quote, "Last they heard he was armed." This is about  
09:32:14 6 ten minutes before the shooting. Again, there is no evidence  
09:32:17 7 that the transmission was heard or utilized by the defendant,  
09:32:22 8 and he does not mention during the statement, "I had heard he  
09:32:26 9 was armed." He makes a mention that he may have been reaching  
09:32:30 10 towards the floorboard, but he said nothing about a weapon or  
09:32:34 11 being armed. The sole reason that the defendant has given for  
09:32:37 12 the entire length of this litigation and prior, is that the  
09:32:43 13 Jeep was allegedly perceived as a weapon against him. He made  
09:32:48 14 no mention of believing that Mr. Rhoades was armed at any  
09:32:50 15 point when given a reason for utilizing force, and he  
09:32:54 16 affirmatively stated that he did not see a weapon.

09:32:58 17 So based on the same case law and rule of evidence in the  
09:33:01 18 most recent order, we object to that being offered at trial.  
09:33:05 19 It was not part of his calculus. He can say he may have been  
09:33:08 20 reaching, but to say that he believed he was armed is  
09:33:11 21 completely an opposite to his previous statement.

09:33:15 22 THE COURT: Okay. Is this coming up in opening  
09:33:17 23 statements?

09:33:17 24 MS. DURST: It -- potentially it could, Your Honor.

09:33:20 25 THE COURT: Okay. We are going to get downstairs and

09:33:23 1 get through jury selection, and we will revisit this. I will  
09:33:27 2 pull the deposition transcript from Mr. Forsyth, so I can take  
09:33:30 3 a look at that in the interim, but we will deal with this  
09:33:35 4 before we get to openings so you guys know what is in play and  
09:33:38 5 what is not.

09:33:39 6 MS. DURST: Your Honor, to that extent, then would  
09:33:41 7 that be an appropriate time to address kind of the parameters  
09:33:45 8 of the Court's April 4th order. The question where I am  
09:33:51 9 going, I don't want to obviously, you know, go beyond the  
09:33:55 10 bounds of the Court's order when I am making my opening  
09:33:58 11 statement and referring to the pursuit of Mr. Rhoades or  
09:34:01 12 whatever. So would that be the best time to address it with  
09:34:04 13 the Court?

09:34:04 14 THE COURT: Yeah. We can talk about that then.

09:34:04 15 MS. DURST: Okay.

09:34:05 16 THE COURT: I am certainly not going to script your  
09:34:08 17 guys' trial for you, and we can take it as issues go. The  
09:34:11 18 orders say what they say. July 25th is off the table. We are  
09:34:15 19 talking about that pursuit and what happened after they turned  
09:34:18 20 down, what was it, Parrish Run?

09:34:20 21 MS. DURST: Yes. It was East Run, and then Parrish  
09:34:23 22 Run, Your Honor.

09:34:23 23 THE COURT: Okay.

09:34:23 24 MS. DURST: I just wanted to make sure if that would  
09:34:25 25 be the appropriate time.

09:34:26 1 THE COURT: We will. But again, we are going to be  
09:34:28 2 as efficient as possible, particularly with our jurors' time.

09:34:31 3 MS. DURST: Aside from that, Your Honor, addressing  
09:34:34 4 that, then, we don't have anything else.

09:34:35 5 THE COURT: Okay. For the record, everyone is  
09:34:40 6 reminded to speak slowly and loudly for Ms. Cutter.

09:34:40 7 COURT REPORTER: Thank you.

09:34:45 8 THE COURT: I will stop you and slow you down if  
09:34:47 9 necessary.

09:34:48 10 MS. DURST: And, Your Honor, you had told us when we  
09:34:49 11 were addressing the jury, as long as we maintain that  
09:34:52 12 invisible barrier, we are allowed to remove our masks?

09:34:56 13 THE COURT: Yes, absolutely. And when you are  
09:34:59 14 questioning witnesses, yes. We are set up at this point to be  
09:35:03 15 sufficiently distanced, so, yeah, feel free to remove your  
09:35:08 16 masks while you are addressing the jury or questioning  
09:35:12 17 witnesses.

09:35:13 18 Anything else? Thank you all.

19 (Proceedings concluded at 9:35 a.m.)

20 C E R T I F I C A T E

21 I, Jill M. Cutter, Registered Professional Reporter and  
22 Official Reporter for the United States District Court for the  
23 Northern District of West Virginia, so hereby certify that the  
24 foregoing is a correct transcript to the best of my ability of  
25 the proceedings in the above-styled action on April 6, 2021,



1 as reported by me in stenotypy.

2 I certify that the transcript fees and format comply with  
3 those prescribed by the Court and Judicial conference of the  
4 United States.

5  
6 Given under by hand this day, April 26, 2021.

7  
8 /s/ Jill M. Cutter, RPR

9 Official Reporter, United States  
10 US District Court for the Northern  
US District of West Virginia

/	<b>ability</b> [1] - 16:24 <b>able</b> [3] - 6:19, 10:17, 12:11	<b>avoid</b> [1] - 8:8	<b>choice</b> [1] - 8:1 <b>CHRISTY</b> [1] - 1:3	8:2, 8:5, 11:10, 11:21, 13:15
/s [1] - 17:8	<b>above-styled</b> [2] - 1:12, 16:25	<b>B</b>	<b>Circuit</b> [1] - 7:18 <b>circumstance</b> [1] - 7:11	<b>COURT</b> [41] - 1:1, 2:3, 2:12, 2:21, 2:24, 3:5, 3:16, 3:19, 4:12, 4:21, 5:10, 5:18, 6:2, 6:5, 6:9, 6:20, 7:7, 7:15, 7:23, 8:16, 9:15, 9:17, 9:20, 9:25, 10:4, 10:12, 10:20, 11:6, 11:9, 12:2, 14:2, 14:22, 14:25, 15:14, 15:16, 15:23, 16:1, 16:5, 16:7, 16:8, 16:13
<b>1</b>	<b>absolutely</b> [3] - 11:8, 13:25, 16:13	<b>bad</b> [2] - 4:9, 5:13	<b>citation</b> [1] - 4:10 <b>civil</b> [1] - 2:5	
12 [3] - 4:6, 4:9, 4:20 125 [1] - 1:16 13 [4] - 4:21, 4:23, 5:1, 5:23 1443:43 [1] - 14:4 15 [1] - 12:22 17 [1] - 2:17 18-cv-186 [1] - 2:5 1:18-CV-186 [1] - 1:4	<b>academy</b> [1] - 3:15 <b>accommodate</b> [1] - 12:16 <b>accomplish</b> [1] - 4:6 <b>accused</b> [2] - 4:18, 5:15 <b>ACTION</b> [1] - 1:3 <b>action</b> [3] - 1:12, 2:5, 16:25 <b>activity</b> [1] - 6:24 <b>actual</b> [1] - 8:6 <b>add</b> [1] - 4:22 <b>additionally</b> [1] - 7:18 <b>address</b> [3] - 8:19, 15:7, 15:12 <b>addresses</b> [1] - 6:7 <b>addressing</b> [3] - 16:3, 16:11, 16:16 <b>Administratrix</b> [1] - 1:4 <b>admissible</b> [1] - 13:8 <b>advance</b> [1] - 11:12 <b>advanced</b> [1] - 11:6 <b>affirmatively</b> [1] - 14:16	<b>based</b> [2] - 13:6, 14:17 <b>became</b> [1] - 3:3 <b>beginning</b> [2] - 7:24, 11:25 <b>behalf</b> [2] - 8:23 <b>behind</b> [1] - 12:18 <b>believes</b> [1] - 4:17 <b>bench</b> [1] - 12:18 <b>Benjamin</b> [1] - 1:18 <b>best</b> [5] - 6:2, 12:7, 12:22, 15:12, 16:24 <b>between</b> [1] - 13:18 <b>beyond</b> [1] - 15:9 <b>bias</b> [4] - 7:20, 8:21, 9:5, 9:12 <b>bounds</b> [1] - 15:10 <b>box</b> [1] - 12:11 <b>break</b> [1] - 12:14 <b>briefly</b> [1] - 10:13 <b>broaden</b> [1] - 4:5 <b>brother</b> [1] - 4:15 <b>Brown</b> [1] - 1:22 <b>buffer</b> [1] - 12:7 <b>buffers</b> [1] - 11:20	<b>CLARKSBURG</b> [1] - 1:2 <b>Clarksburg</b> [1] - 1:13 <b>class</b> [1] - 12:2 <b>classes</b> [1] - 3:13 <b>client's</b> [1] - 13:17 <b>close</b> [1] - 3:8 <b>closer</b> [1] - 8:10 <b>CNTY</b> [1] - 14:4 <b>collate</b> [1] - 9:19 <b>college</b> [1] - 3:12 <b>combined</b> [2] - 2:15, 2:23 <b>coming</b> [2] - 3:18, 14:22 <b>commenced</b> [1] - 2:1 <b>completely</b> [1] - 14:21 <b>comply</b> [1] - 17:2 <b>computer</b> [1] - 1:25 <b>computer-aided</b> [1] - 1:25 <b>concerns</b> [4] - 2:9, 5:22, 6:6, 6:7 <b>concluded</b> [1] - 16:19 <b>conduct</b> [1] - 10:22 <b>CONFERENCE</b> [1] - 1:11 <b>conference</b> [1] - 17:3 <b>confrontational</b> [4] - 4:21, 5:5, 5:9, 5:19 <b>confrontational..</b> [1] - 4:25 <b>considered</b> [3] - 3:14, 4:24, 5:19 <b>consistent</b> [1] - 13:9 <b>contemplates</b> [1] - 5:1 <b>convenient</b> [1] - 12:22 <b>conversation</b> [1] - 2:4 <b>conversations</b> [2] - 3:4, 12:6 <b>copier</b> [2] - 11:12, 11:13 <b>copy</b> [3] - 9:21, 10:6, 11:7 <b>correct</b> [2] - 9:6, 16:24 <b>counsel</b> [9] - 2:6, 2:8, 3:22, 9:21, 12:9, 12:17, 12:18, 13:7 <b>County</b> [3] - 3:6, 4:16, 8:25 <b>couple</b> [1] - 11:11 <b>course</b> [7] - 6:24, 7:1,	<b>Court</b> [10] - 2:5, 2:7, 2:16, 8:19, 9:21, 10:18, 15:13, 16:22, 17:3, 17:9 <b>Court's</b> [14] - 2:6, 2:9, 3:20, 4:5, 4:9, 5:23, 6:21, 8:11, 8:23, 10:24, 13:6, 13:10, 15:8, 15:10 <b>courtroom</b> [1] - 12:15 <b>cover</b> [2] - 8:2, 8:3 <b>covered</b> [3] - 4:2, 7:3, 7:4 <b>covers</b> [1] - 5:21 <b>Cranberry</b> [1] - 1:23 <b>criminal</b> [2] - 3:13, 13:22 <b>CRIMINAL</b> [1] - 1:3 <b>custody</b> [1] - 5:8 <b>Cutter</b> [3] - 16:6, 16:21, 17:8
<b>2</b>	<b>agency</b> [1] - 5:21 <b>aided</b> [1] - 1:25 <b>allegedly</b> [2] - 4:11, 14:13 <b>alleviate</b> [1] - 6:5 <b>allowed</b> [1] - 16:12 <b>alternates</b> [4] - 11:17, 11:23, 12:2 <b>alternatives</b> [1] - 6:3 <b>Andrew</b> [2] - 8:25, 10:2 <b>apologize</b> [1] - 11:12 <b>APPEARANCES</b> [1] - 1:14 <b>appropriate</b> [2] - 15:7, 15:25 <b>April</b> [4] - 1:12, 15:8, 16:25, 17:6 <b>arbitrary</b> [1] - 12:3 <b>archives</b> [1] - 9:22 <b>armed</b> [7] - 13:13, 13:21, 14:5, 14:9, 14:11, 14:14, 14:20 <b>arrested</b> [1] - 4:15 <b>aside</b> [2] - 11:1, 16:3 <b>AT</b> [1] - 1:2 <b>Austin</b> [1] - 1:17	<b>C</b>	<b>calculus</b> [1] - 14:19 <b>camera</b> [2] - 10:18, 10:21 <b>candor</b> [1] - 8:7 <b>Canyon</b> [1] - 1:19 <b>capacity</b> [2] - 1:4, 1:9 <b>care</b> [1] - 2:7 <b>CARROLL</b> [1] - 13:5 <b>Carroll</b> [1] - 1:21 <b>case</b> [3] - 8:6, 8:9, 14:17 <b>case-specific</b> [1] - 8:9 <b>catch</b> [1] - 7:2 <b>catch-all</b> [1] - 7:2 <b>category</b> [1] - 7:14 <b>certain</b> [2] - 10:23, 13:7 <b>certainly</b> [4] - 3:25, 7:21, 9:6, 15:16 <b>certify</b> [2] - 16:23, 17:2 <b>chambers</b> [1] - 2:2 <b>chance</b> [2] - 2:8, 11:3 <b>charge</b> [1] - 8:3 <b>chat</b> [1] - 10:25 <b>checklist</b> [1] - 13:2	
<b>3</b>				
30 [1] - 6:10 33 [1] - 7:1 37 [1] - 7:9				
<b>4</b>				
4th [1] - 15:8				
<b>5</b>				
5 [2] - 3:21, 10:4 514 [1] - 14:4				
<b>6</b>				
6 [4] - 1:12, 1:19, 3:21, 16:25				
<b>9</b>				
9:13 [1] - 2:1 9:35 [1] - 16:19				
<b>A</b>				
a.m [2] - 2:1, 16:19				
<b>D</b>				
DAVID [1] - 1:8 deal [1] - 15:3 defendant [4] - 8:15, 13:14, 14:7, 14:11 Defendant [2] - 1:10, 1:21 defense [1] - 9:21 degree [1] - 9:5 deliberate [2] - 8:7, 12:1 deliberations [1] - 11:25 demonstrates [1] - 9:12 department [4] - 4:8, 4:18, 4:19, 5:13 Department [2] - 3:6, 4:16 deposition [1] - 15:2 determination [1] - 11:2				

<p><b>different</b> [2] - 6:22, 12:6</p> <p><b>dire</b> [17] - 2:6, 2:7, 2:9, 2:14, 2:18, 3:20, 5:23, 6:11, 6:21, 7:9, 7:20, 8:4, 8:10, 8:14, 8:18, 10:22, 10:24</p> <p><b>directly</b> [1] - 7:3</p> <p><b>disillusioned</b> [1] - 3:3</p> <p><b>distance</b> [1] - 12:12</p> <p><b>distanced</b> [1] - 16:15</p> <p><b>distinction</b> [1] - 12:3</p> <p><b>DISTRICT</b> [2] - 1:1, 1:1</p> <p><b>District</b> [5] - 1:12, 16:22, 16:23, 17:9, 17:10</p> <p><b>distrust</b> [3] - 6:11, 6:13, 6:17</p> <p><b>documents</b> [1] - 9:19</p> <p><b>Doe</b> [1] - 4:15</p> <p><b>down</b> [3] - 13:9, 15:20, 16:8</p> <p><b>downstairs</b> [2] - 12:16, 14:25</p> <p><b>draw</b> [1] - 7:20</p> <p><b>drugs</b> [2] - 4:16, 4:17</p> <p><b>duplicates</b> [1] - 9:8</p> <p><b>during</b> [4] - 8:10, 11:20, 12:13, 14:8</p> <p><b>Durst</b> [8] - 1:21, 2:12, 3:20, 5:2, 6:6, 8:13, 9:15, 10:12</p> <p><b>DURST</b> [24] - 2:13, 2:22, 2:25, 3:11, 3:17, 4:4, 4:13, 5:4, 5:11, 6:7, 6:10, 7:6, 7:8, 8:15, 9:16, 10:13, 11:24, 14:24, 15:6, 15:15, 15:21, 15:24, 16:3, 16:10</p>	<p>3:10, 3:14, 4:22, 5:16, 5:20, 6:1, 6:14, 6:18, 9:4, 9:5, 9:12, 9:13</p> <p><b>entire</b> [1] - 14:12</p> <p><b>entitled</b> [1] - 7:13</p> <p><b>essentially</b> [1] - 5:13</p> <p><b>estate</b> [1] - 1:5</p> <p><b>evidence</b> [2] - 14:6, 14:17</p> <p><b>example</b> [1] - 4:14</p> <p><b>exchange</b> [1] - 13:7</p> <p><b>excluding</b> [2] - 7:19, 7:22</p> <p><b>excuse</b> [1] - 12:4</p> <p><b>excused</b> [2] - 11:20, 11:25</p> <p><b>exhibited</b> [1] - 8:21</p> <p><b>existing</b> [1] - 7:20</p> <p><b>expect</b> [1] - 11:12</p> <p><b>experience</b> [3] - 4:8, 6:15, 6:16</p> <p><b>experiences</b> [1] - 5:12</p> <p><b>explore</b> [1] - 6:19</p> <p><b>extent</b> [1] - 15:6</p>	<p><b>Forsyth</b> [3] - 2:5, 3:7, 15:2</p> <p><b>FORSYTH</b> [1] - 1:8</p> <p><b>foundation</b> [2] - 13:20, 14:1</p> <p><b>four</b> [3] - 2:14, 7:7, 7:8</p> <p><b>Fourth</b> [1] - 7:18</p> <p><b>Fowler</b> [1] - 1:22</p> <p><b>frame</b> [1] - 10:16</p> <p><b>frankly</b> [1] - 6:20</p> <p><b>free</b> [1] - 16:15</p> <p><b>friends</b> [1] - 3:8</p> <p><b>front</b> [1] - 5:1</p>	<p>16:3, 16:10</p> <p><b>Honorable</b> [1] - 1:12</p> <p><b>housekeeping</b> [1] - 13:6</p> <p><b>humanly</b> [1] - 3:23</p>	<p>12:13, 12:19, 15:1, 16:11, 16:16</p> <p><b>justice</b> [1] - 3:13</p>
				<b>K</b>
				<p><b>kind</b> [5] - 3:15, 3:17, 4:6, 5:11, 15:7</p> <p><b>Kleeh</b> [1] - 1:12</p> <p><b>Kleeh's</b> [1] - 2:1</p> <p><b>knows</b> [1] - 12:9</p>
				<b>L</b>
				<p><b>last</b> [1] - 7:8</p> <p><b>Last</b> [1] - 14:5</p> <p><b>law</b> [19] - 2:19, 3:1, 3:2, 3:8, 3:10, 3:14, 4:11, 4:22, 5:16, 5:20, 5:25, 6:14, 6:17, 7:25, 9:4, 9:12, 9:13, 14:17</p> <p><b>least</b> [1] - 11:19</p> <p><b>leave</b> [4] - 3:19, 7:4, 8:7, 8:12</p> <p><b>leaves</b> [1] - 5:13</p> <p><b>Legal</b> [1] - 1:15</p> <p><b>length</b> [3] - 8:2, 12:6, 14:12</p> <p><b>level</b> [1] - 7:22</p> <p><b>limited</b> [1] - 4:19</p> <p><b>literally</b> [3] - 9:2, 9:3, 9:9</p> <p><b>litigation</b> [1] - 14:12</p> <p><b>LLP</b> [1] - 1:18</p> <p><b>log</b> [2] - 13:10, 13:12</p> <p><b>logistic</b> [1] - 13:2</p> <p><b>look</b> [3] - 9:1, 10:16, 15:3</p> <p><b>looking</b> [3] - 5:1, 9:11, 10:13</p> <p><b>loudly</b> [1] - 16:6</p> <p><b>lunchtime</b> [1] - 12:20</p>
				<b>M</b>
<p><b>early</b> [1] - 13:16</p> <p><b>East</b> [1] - 15:21</p> <p><b>efficient</b> [1] - 16:2</p> <p><b>eight</b> [7] - 11:15, 11:18, 11:22, 11:23, 12:1, 12:4, 12:10</p> <p><b>either</b> [2] - 2:15, 12:13</p> <p><b>eliminate</b> [1] - 8:22</p> <p><b>emailed</b> [1] - 2:6</p> <p><b>employed</b> [1] - 3:10</p> <p><b>employment</b> [1] - 6:23</p> <p><b>EMT</b> [1] - 8:25</p> <p><b>encounter</b> [1] - 5:25</p> <p><b>end</b> [2] - 11:24, 13:24</p> <p><b>ended</b> [1] - 6:24</p> <p><b>enforcement</b> [16] - 2:20, 3:1, 3:2, 3:8,</p>	<p><b>Facebook</b> [4] - 9:1, 9:22, 10:7, 10:21</p> <p><b>facing</b> [1] - 12:17</p> <p><b>fact</b> [1] - 13:21</p> <p><b>facts</b> [1] - 5:7</p> <p><b>fair</b> [4] - 4:1, 7:1, 9:23, 11:1</p> <p><b>falls</b> [1] - 7:14</p> <p><b>family</b> [6] - 2:19, 3:1, 3:7, 4:10, 4:24, 5:15</p> <p><b>far</b> [1] - 4:2</p> <p><b>favorable</b> [1] - 9:13</p> <p><b>federal</b> [1] - 11:13</p> <p><b>fees</b> [1] - 17:2</p> <p><b>few</b> [1] - 10:14</p> <p><b>filed</b> [1] - 11:9</p> <p><b>fine</b> [1] - 6:1</p> <p><b>finish</b> [1] - 12:13</p> <p><b>finished</b> [1] - 12:10</p> <p><b>first</b> [1] - 12:2</p> <p><b>five</b> [2] - 10:3, 12:5</p> <p><b>Flanagan</b> [1] - 1:22</p> <p><b>floorboard</b> [1] - 14:10</p> <p><b>follow</b> [2] - 2:7, 8:1</p> <p><b>follow-ups</b> [1] - 2:7</p> <p><b>force</b> [4] - 7:9, 7:13, 13:15, 14:15</p> <p><b>foregoing</b> [1] - 16:24</p> <p><b>form</b> [1] - 2:19</p> <p><b>format</b> [1] - 17:2</p> <p><b>former</b> [1] - 6:23</p>	<p><b>G</b></p> <p><b>general</b> [3] - 6:11, 6:13, 6:24</p> <p><b>gentleman</b> [1] - 10:22</p> <p><b>Given</b> [1] - 17:6</p> <p><b>given</b> [5] - 10:7, 12:6, 12:9, 14:11, 14:15</p> <p><b>Glasser</b> [1] - 1:18</p> <p><b>goal</b> [1] - 3:22</p> <p><b>government</b> [1] - 11:13</p> <p><b>Greenbag</b> [1] - 1:16</p> <p><b>grime's</b> [1] - 10:7</p> <p><b>Grimes</b> [4] - 8:25, 9:3, 10:2, 10:17</p> <p><b>guess</b> [1] - 5:6</p> <p><b>guesstimate</b> [1] - 12:22</p> <p><b>guys</b> [2] - 12:15, 15:4</p> <p><b>guys'</b> [1] - 15:17</p>	<p><b>H</b></p> <p><b>hand</b> [2] - 8:23, 17:6</p> <p><b>handle</b> [1] - 2:7</p> <p><b>hands</b> [1] - 3:12</p> <p><b>hands-on</b> [1] - 3:12</p> <p><b>hard</b> [1] - 3:9</p> <p><b>Harrison</b> [1] - 8:25</p> <p><b>hatred</b> [2] - 6:11, 6:12</p> <p><b>heads</b> [1] - 11:6</p> <p><b>hear</b> [1] - 13:18</p> <p><b>heard</b> [3] - 14:5, 14:7, 14:8</p> <p><b>hereby</b> [1] - 16:23</p> <p><b>history</b> [1] - 13:22</p> <p><b>Hogan</b> [1] - 1:18</p> <p><b>Honor</b> [27] - 2:11, 2:13, 2:18, 2:25, 3:18, 4:4, 4:14, 5:6, 5:24, 6:8, 7:17, 8:15, 8:17, 9:8, 9:16, 9:24, 10:11, 10:13, 11:5, 13:4, 13:5, 14:3, 14:24, 15:6, 15:22,</p>	<p><b>J</b></p> <p><b>Jane</b> [1] - 4:15</p> <p><b>Jeep</b> [1] - 14:13</p> <p><b>Jill</b> [2] - 16:21, 17:8</p> <p><b>job</b> [1] - 3:25</p> <p><b>Jontz</b> [1] - 1:5</p> <p><b>Judge</b> [3] - 1:12, 2:1</p> <p><b>judgments</b> [1] - 8:2</p> <p><b>Judicial</b> [1] - 17:3</p> <p><b>July</b> [2] - 13:24, 15:18</p> <p><b>June</b> [2] - 13:23, 13:24</p> <p><b>Juror</b> [1] - 10:4</p> <p><b>juror</b> [5] - 7:14, 7:22, 8:20, 10:2, 10:10</p> <p><b>juror's</b> [1] - 9:22</p> <p><b>jurors</b> [8] - 2:16, 7:19, 8:18, 8:20, 11:15, 11:18, 12:3, 12:16</p> <p><b>jurors'</b> [1] - 16:2</p> <p><b>jury</b> [15] - 3:24, 3:25, 4:1, 4:7, 7:23, 8:3, 8:5, 8:6, 8:11, 12:10,</p>

<p><b>mentioned</b> <sup>[1]</sup> - 11:16 <b>middle</b> <sup>[1]</sup> - 12:19 <b>might</b> <sup>[1]</sup> - 12:7 <b>mindful</b> <sup>[1]</sup> - 8:10 <b>mine</b> <sup>[1]</sup> - 8:8 <b>minimum</b> <sup>[1]</sup> - 10:17 <b>minutes</b> <sup>[3]</sup> - 10:14, 12:23, 14:6 <b>Morgantown</b> <sup>[5]</sup> - 1:16, 1:18, 1:19, 1:22, 1:23 <b>morning</b> <sup>[3]</sup> - 2:4, 3:23, 12:20 <b>most</b> <sup>[3]</sup> - 9:6, 10:15, 14:18 <b>motion</b> <sup>[3]</sup> - 10:9, 10:18, 11:4 <b>mouth</b> <sup>[1]</sup> - 5:14 <b>move</b> <sup>[3]</sup> - 12:17, 12:18, 12:23 <b>MR</b> <sup>[14]</sup> - 2:11, 5:24, 6:4, 7:17, 8:17, 9:19, 9:24, 10:2, 10:11, 11:5, 11:8, 13:4, 13:5, 14:3 <b>MS</b> <sup>[24]</sup> - 2:13, 2:22, 2:25, 3:11, 3:17, 4:4, 4:13, 5:4, 5:11, 6:7, 6:10, 7:6, 7:8, 8:15, 9:16, 10:13, 11:24, 14:24, 15:6, 15:15, 15:21, 15:24, 16:3, 16:10</p>	<p>4:9, 4:20, 6:9, 6:10, 6:21, 7:7, 7:8, 7:9, 10:3, 10:4</p>	<p><b>part</b> <sup>[2]</sup> - 10:6, 14:19 <b>particular</b> <sup>[4]</sup> - 3:21, 7:1, 10:9, 13:10 <b>particularly</b> <sup>[2]</sup> - 8:9, 16:2 <b>pattern</b> <sup>[1]</sup> - 12:12 <b>people</b> <sup>[1]</sup> - 7:11 <b>per</b> <sup>[1]</sup> - 7:19 <b>perceived</b> <sup>[1]</sup> - 14:13 <b>person</b> <sup>[2]</sup> - 7:12, 12:7 <b>personal</b> <sup>[5]</sup> - 6:15, 6:16, 7:2, 8:8, 10:7 <b>Personal</b> <sup>[1]</sup> - 1:4 <b>Philip</b> <sup>[1]</sup> - 1:5 <b>philosophical</b> <sup>[1]</sup> - 7:2 <b>pick</b> <sup>[1]</sup> - 3:24 <b>Plaintiff</b> <sup>[2]</sup> - 1:6, 1:15 <b>plaintiff</b> <sup>[2]</sup> - 13:4, 13:18 <b>plaintiff's</b> <sup>[2]</sup> - 9:20, 13:7 <b>plaintiffs</b> <sup>[1]</sup> - 2:10 <b>play</b> <sup>[2]</sup> - 5:7, 15:4 <b>PLLC</b> <sup>[2]</sup> - 1:15, 1:22 <b>podium</b> <sup>[1]</sup> - 12:18 <b>Poe</b> <sup>[1]</sup> - 1:22 <b>point</b> <sup>[4]</sup> - 11:2, 13:3, 14:15, 16:14 <b>POL</b> <sup>[1]</sup> - 14:4 <b>police</b> <sup>[5]</sup> - 3:3, 3:15, 6:12, 7:10, 13:17 <b>politely</b> <sup>[1]</sup> - 11:13 <b>pool</b> <sup>[1]</sup> - 3:24 <b>possession</b> <sup>[1]</sup> - 4:15 <b>possible</b> <sup>[2]</sup> - 3:24, 16:2 <b>posted</b> <sup>[1]</sup> - 9:10 <b>posts</b> <sup>[4]</sup> - 9:2, 9:4, 10:14 <b>potential</b> <sup>[2]</sup> - 3:11, 8:18 <b>potentially</b> <sup>[2]</sup> - 2:15, 14:24 <b>practice</b> <sup>[1]</sup> - 8:8 <b>PRE</b> <sup>[1]</sup> - 1:11 <b>PRE-TRIAL</b> <sup>[1]</sup> - 1:11 <b>preliminary</b> <sup>[2]</sup> - 8:4, 10:9 <b>prescribed</b> <sup>[1]</sup> - 17:3 <b>pretrial</b> <sup>[1]</sup> - 2:4 <b>previous</b> <sup>[1]</sup> - 14:21 <b>Prince</b> <sup>[1]</sup> - 1:17 <b>pro</b> <sup>[1]</sup> - 9:4 <b>proceed</b> <sup>[1]</sup> - 11:21 <b>proceedings</b> <sup>[1]</sup> - 16:25 <b>Proceedings</b> <sup>[4]</sup> - 1:11, 1:25, 2:1, 16:19</p>	<p><b>produced</b> <sup>[1]</sup> - 1:25 <b>Professional</b> <sup>[1]</sup> - 16:21 <b>proper</b> <sup>[1]</sup> - 13:25 <b>proposed</b> <sup>[5]</sup> - 2:6, 2:9, 2:14, 2:18, 8:20 <b>proposing</b> <sup>[1]</sup> - 2:16 <b>prospective</b> <sup>[1]</sup> - 9:22 <b>provide</b> <sup>[1]</sup> - 13:19 <b>provided</b> <sup>[1]</sup> - 9:21 <b>publically</b> <sup>[1]</sup> - 8:21 <b>pull</b> <sup>[1]</sup> - 15:2 <b>Pullin</b> <sup>[1]</sup> - 1:22 <b>purposes</b> <sup>[1]</sup> - 12:4 <b>pursuit</b> <sup>[2]</sup> - 15:11, 15:19 <b>put</b> <sup>[1]</sup> - 11:13</p>	<p>13:25 <b>religious</b> <sup>[1]</sup> - 7:2 <b>rely</b> <sup>[1]</sup> - 13:14 <b>remembering</b> <sup>[1]</sup> - 3:22 <b>reminded</b> <sup>[1]</sup> - 16:6 <b>remove</b> <sup>[3]</sup> - 6:12, 16:12, 16:15 <b>removing</b> <sup>[1]</sup> - 3:9 <b>replug</b> <sup>[1]</sup> - 12:23 <b>reported</b> <sup>[1]</sup> - 17:1 <b>REPORTER</b> <sup>[1]</sup> - 16:7 <b>Reporter</b> <sup>[3]</sup> - 16:21, 16:22, 17:9 <b>Representative</b> <sup>[1]</sup> - 1:4 <b>research</b> <sup>[1]</sup> - 8:20 <b>respect</b> <sup>[1]</sup> - 6:25 <b>respond</b> <sup>[1]</sup> - 10:23 <b>rest</b> <sup>[1]</sup> - 12:21 <b>revision</b> <sup>[1]</sup> - 5:22 <b>revisions</b> <sup>[1]</sup> - 5:2 <b>revisit</b> <sup>[1]</sup> - 15:1 <b>RHOADES</b> <sup>[1]</sup> - 1:3 <b>Rhoades</b> <sup>[6]</sup> - 1:5, 2:4, 13:12, 13:21, 14:14, 15:11 <b>rise</b> <sup>[1]</sup> - 7:22 <b>Road</b> <sup>[1]</sup> - 1:16 <b>role</b> <sup>[1]</sup> - 8:11 <b>roll</b> <sup>[1]</sup> - 12:24 <b>RPR</b> <sup>[1]</sup> - 17:8 <b>rule</b> <sup>[2]</sup> - 7:19, 14:17 <b>ruling</b> <sup>[1]</sup> - 10:18 <b>rulings</b> <sup>[1]</sup> - 13:10 <b>Run</b> <sup>[3]</sup> - 15:20, 15:21, 15:22 <b>Ryan</b> <sup>[1]</sup> - 1:15</p>
<p style="text-align: center;"><b>N</b></p> <p><b>name</b> <sup>[1]</sup> - 9:25 <b>Nathan</b> <sup>[1]</sup> - 1:21 <b>nature</b> <sup>[1]</sup> - 9:7 <b>necessarily</b> <sup>[3]</sup> - 2:22, 5:8, 10:20 <b>necessary</b> <sup>[3]</sup> - 2:8, 7:18, 16:9 <b>need</b> <sup>[5]</sup> - 2:24, 3:21, 4:1, 7:21, 13:3 <b>needs</b> <sup>[1]</sup> - 11:20 <b>news</b> <sup>[1]</sup> - 6:15 <b>NO</b> <sup>[1]</sup> - 1:3 <b>none</b> <sup>[1]</sup> - 8:15 <b>normal</b> <sup>[3]</sup> - 12:2, 12:15, 13:1 <b>Northern</b> <sup>[2]</sup> - 16:23, 17:9 <b>NORTHERN</b> <sup>[1]</sup> - 1:1 <b>noted</b> <sup>[3]</sup> - 4:3, 7:5, 8:12 <b>nothing</b> <sup>[4]</sup> - 9:2, 13:4, 13:22, 14:10 <b>number</b> <sup>[17]</sup> - 2:5, 2:17, 4:4, 4:5, 4:6,</p>				
	<p style="text-align: center;"><b>O</b></p> <p><b>object</b> <sup>[1]</sup> - 14:18 <b>objected</b> <sup>[1]</sup> - 13:11 <b>objection</b> <sup>[7]</sup> - 2:11, 4:2, 7:5, 8:12, 10:5, 13:13, 13:14 <b>objections</b> <sup>[2]</sup> - 2:9, 2:13 <b>obviously</b> <sup>[5]</sup> - 3:5, 6:13, 7:23, 10:7, 15:9 <b>OF</b> <sup>[1]</sup> - 1:1 <b>offered</b> <sup>[1]</sup> - 14:18 <b>officer</b> <sup>[2]</sup> - 5:20, 7:10 <b>officers</b> <sup>[1]</sup> - 6:12 <b>Official</b> <sup>[2]</sup> - 16:22, 17:9 <b>official</b> <sup>[1]</sup> - 1:8 <b>once</b> <sup>[1]</sup> - 12:10 <b>one</b> <sup>[26]</sup> - 2:17, 2:22, 3:20, 4:3, 4:4, 4:13, 5:3, 5:5, 6:6, 6:8, 7:5, 7:8, 7:16, 8:7, 8:12, 8:13, 8:20, 9:2, 9:11, 10:24, 11:15, 11:16, 11:25, 13:5, 13:10 <b>one-on-one</b> <sup>[1]</sup> - 10:24 <b>open</b> <sup>[3]</sup> - 4:25, 5:3, 6:24 <b>open-ended</b> <sup>[1]</sup> - 6:24 <b>opening</b> <sup>[2]</sup> - 14:22, 15:10 <b>openings</b> <sup>[2]</sup> - 12:21, 15:4 <b>opinions</b> <sup>[1]</sup> - 7:2 <b>opposite</b> <sup>[1]</sup> - 14:21 <b>order</b> <sup>[4]</sup> - 2:17, 14:18, 15:8, 15:10 <b>orders</b> <sup>[3]</sup> - 11:16, 13:7, 15:18 <b>organization</b> <sup>[1]</sup> - 6:23 <b>overcome</b> <sup>[1]</sup> - 9:6 <b>own</b> <sup>[1]</sup> - 8:1</p>			
	<p style="text-align: center;"><b>P</b></p> <p><b>page</b> <sup>[3]</sup> - 9:1, 9:23, 10:21 <b>paired</b> <sup>[1]</sup> - 13:8 <b>panel</b> <sup>[1]</sup> - 4:7 <b>parameters</b> <sup>[1]</sup> - 15:7 <b>Parrish</b> <sup>[2]</sup> - 15:20, 15:21</p>			
		<p style="text-align: center;"><b>Q</b></p> <p><b>questioning</b> <sup>[2]</sup> - 16:14, 16:16 <b>questions</b> <sup>[8]</sup> - 2:14, 3:21, 6:22, 6:25, 8:9, 9:7, 10:24, 10:25 <b>quick</b> <sup>[1]</sup> - 2:4 <b>quote</b> <sup>[1]</sup> - 14:5</p>		
		<p style="text-align: center;"><b>R</b></p> <p><b>radio</b> <sup>[4]</sup> - 13:7, 13:10, 13:11, 13:19 <b>raising</b> <sup>[1]</sup> - 10:8 <b>Rd</b> <sup>[1]</sup> - 1:19 <b>reaching</b> <sup>[3]</sup> - 13:18, 14:9, 14:20 <b>read</b> <sup>[1]</sup> - 9:17 <b>realtime</b> <sup>[1]</sup> - 1:25 <b>reason</b> <sup>[6]</sup> - 4:14, 5:14, 6:14, 6:25, 14:11, 14:15 <b>receives</b> <sup>[1]</sup> - 3:9 <b>recent</b> <sup>[3]</sup> - 11:16, 13:6, 14:18 <b>reconfigure</b> <sup>[1]</sup> - 12:14 <b>reconfigured</b> <sup>[1]</sup> - 13:1 <b>record</b> <sup>[4]</sup> - 2:3, 9:20, 10:6, 16:5 <b>recorded</b> <sup>[1]</sup> - 1:25 <b>recording</b> <sup>[1]</sup> - 14:4 <b>recordings</b> <sup>[1]</sup> - 13:8 <b>referring</b> <sup>[1]</sup> - 15:11 <b>refuted</b> <sup>[1]</sup> - 13:16 <b>regard</b> <sup>[1]</sup> - 6:8 <b>regardless</b> <sup>[1]</sup> - 7:12 <b>Registered</b> <sup>[1]</sup> - 16:21 <b>relate</b> <sup>[1]</sup> - 13:23 <b>relevant</b> <sup>[2]</sup> - 2:25,</p>		
			<p style="text-align: center;"><b>S</b></p> <p><b>safe</b> <sup>[1]</sup> - 12:11 <b>save</b> <sup>[1]</sup> - 8:22 <b>scenario</b> <sup>[1]</sup> - 3:9 <b>scope</b> <sup>[3]</sup> - 6:21, 7:20, 8:4 <b>script</b> <sup>[1]</sup> - 15:16 <b>se</b> <sup>[1]</sup> - 7:19 <b>seal</b> <sup>[2]</sup> - 10:6, 11:9 <b>seat</b> <sup>[6]</sup> - 4:1, 11:15, 11:18, 11:23, 12:4, 12:9 <b>seating</b> <sup>[1]</sup> - 12:12 <b>seats</b> <sup>[1]</sup> - 13:18 <b>second</b> <sup>[3]</sup> - 4:3, 4:4, 9:17 <b>see</b> <sup>[1]</sup> - 14:16 <b>selecting</b> <sup>[1]</sup> - 8:11 <b>selection</b> <sup>[4]</sup> - 12:10,</p>	

12:13, 12:19, 15:1 <b>set</b> [4] - 11:1, 12:16, 12:25, 16:14 <b>seven</b> [1] - 12:5 <b>sheriff's</b> [4] - 4:8, 4:18, 4:19, 5:13 <b>Sheriff's</b> [2] - 3:6, 4:16 <b>shooting</b> [1] - 14:6 <b>shows</b> [1] - 9:5 <b>sic</b> [1] - 13:23 <b>single</b> [2] - 9:3, 9:9 <b>sit</b> [1] - 6:25 <b>situation</b> [5] - 4:22, 5:5, 5:7, 5:9, 5:20 <b>six</b> [4] - 11:16, 11:19, 11:21, 12:5 <b>skip</b> [1] - 12:3 <b>slow</b> [1] - 16:8 <b>slowly</b> [1] - 16:6 <b>social</b> [2] - 6:23, 12:11 <b>sole</b> [1] - 14:11 <b>someone</b> [6] - 3:1, 3:9, 3:11, 4:16, 6:13, 11:20 <b>sort</b> [2] - 12:3, 12:18 <b>specific</b> [1] - 8:9 <b>specifically</b> [4] - 8:17, 13:11, 13:16, 14:3 <b>specifics</b> [2] - 3:6, 7:24 <b>spot</b> [1] - 12:24 <b>Sq</b> [1] - 1:23 <b>staff</b> [1] - 9:19 <b>standard</b> [1] - 10:25 <b>start</b> [4] - 2:10, 11:22, 12:14, 12:21 <b>state</b> [1] - 13:17 <b>State</b> [1] - 3:14 <b>statement</b> [4] - 13:17, 14:8, 14:21, 15:11 <b>statements</b> [1] - 14:23 <b>States</b> [3] - 16:22, 17:4, 17:9 <b>states</b> [2] - 13:12, 14:4 <b>STATES</b> [1] - 1:1 <b>stenotypy</b> [1] - 17:1 <b>still</b> [1] - 13:8 <b>stop</b> [2] - 4:20, 16:8 <b>stopped</b> [1] - 4:10 <b>strike</b> [2] - 10:9, 10:19 <b>strong</b> [1] - 8:21 <b>styled</b> [2] - 1:12, 16:25 <b>substitute</b> [1] - 8:1 <b>sufficiently</b> [2] - 8:3, 16:15 <b>suggest</b> [1] - 7:4 <b>suggested</b> [2] - 4:12, 5:6 <b>suggestions</b> [2] -	4:25, 5:3 <b>Suite</b> [1] - 1:19 <b>supportive</b> [1] - 9:4 <b>suspect</b> [2] - 5:8, 7:10  <b>T</b>  <b>table</b> [2] - 12:19, 15:18 <b>tables</b> [1] - 12:17 <b>taste</b> [1] - 5:13 <b>ten</b> [1] - 14:6 <b>testimony</b> [1] - 13:16 <b>THE</b> [39] - 2:3, 2:12, 2:21, 2:24, 3:5, 3:16, 3:19, 4:12, 4:21, 5:10, 5:18, 6:2, 6:5, 6:9, 6:20, 7:7, 7:15, 7:23, 8:16, 9:15, 9:17, 9:20, 9:25, 10:4, 10:12, 10:20, 11:6, 11:9, 12:2, 14:2, 14:22, 14:25, 15:14, 15:16, 15:23, 16:1, 16:5, 16:8, 16:13 <b>thesaurus</b> [1] - 4:25 <b>thinks</b> [1] - 11:1 <b>Thomas</b> [1] - 1:12 <b>three</b> [2] - 6:9, 6:10 <b>Tiffany</b> [1] - 1:21 <b>today</b> [2] - 12:14, 12:24 <b>tomorrow</b> [2] - 12:14, 12:25 <b>towards</b> [2] - 9:12, 14:10 <b>traffic</b> [2] - 4:11, 4:20 <b>training</b> [7] - 2:20, 3:2, 3:10, 3:12, 3:13, 3:14, 3:15 <b>transcript</b> [3] - 15:2, 16:24, 17:2 <b>Transcript</b> [1] - 1:25 <b>transcription</b> [1] - 1:25 <b>translation</b> [1] - 1:25 <b>transmission</b> [1] - 14:7 <b>Travis</b> [1] - 1:17 <b>treat</b> [2] - 11:18, 11:20 <b>trial</b> [6] - 3:23, 11:21, 11:24, 12:7, 14:18, 15:17 <b>TRIAL</b> [1] - 1:11 <b>try</b> [2] - 8:8, 12:20 <b>trying</b> [2] - 4:6, 5:6 <b>Tuesday</b> [1] - 1:12 <b>turned</b> [1] - 15:19 <b>two</b> [4] - 9:3, 11:16, 11:19, 12:7	<b>two-person</b> [1] - 12:7 <b>type</b> [1] - 3:9  <b>U</b>  <b>ultimate</b> [1] - 8:10 <b>Umina</b> [8] - 1:15, 1:15, 5:22, 7:15, 9:23, 10:8, 11:7, 14:2 <b>UMINA</b> [13] - 2:11, 5:24, 6:4, 7:17, 8:17, 9:19, 9:24, 10:2, 10:11, 11:5, 11:8, 13:4, 14:3 <b>under</b> [3] - 10:6, 11:9, 17:6 <b>understood</b> [3] - 3:19, 6:20, 7:15 <b>unfriendly</b> [2] - 4:24, 5:25 <b>UNITED</b> [1] - 1:1 <b>United</b> [3] - 16:22, 17:4, 17:9 <b>unless</b> [1] - 10:5 <b>unpleasant</b> [3] - 5:10, 5:20, 6:2 <b>unplug</b> [1] - 12:23 <b>up</b> [8] - 6:3, 11:4, 11:6, 12:16, 12:25, 13:3, 14:22, 16:14 <b>ups</b> [1] - 2:7 <b>utilized</b> [1] - 14:7 <b>utilizing</b> [2] - 1:25, 14:15  <b>V</b>  <b>vehicle</b> [1] - 13:24 <b>violating</b> [1] - 4:11 <b>VIRGINIA</b> [1] - 1:1 <b>Virginia</b> [3] - 1:13, 16:23, 17:10 <b>voir</b> [17] - 2:6, 2:7, 2:9, 2:14, 2:18, 3:20, 5:23, 6:10, 6:21, 7:9, 7:20, 8:4, 8:10, 8:14, 8:17, 10:22, 10:24  <b>W</b>  <b>wants</b> [1] - 8:19 <b>ways</b> [1] - 6:22 <b>weapon</b> [4] - 13:23, 14:10, 14:13, 14:16 <b>weeds</b> [1] - 4:2 <b>WEST</b> [1] - 1:1 <b>West</b> [3] - 1:13, 16:23, 17:10 <b>winning</b> [1] - 3:25 <b>witnesses</b> [2] - 16:14,	16:17 <b>word</b> [2] - 6:4, 6:12 <b>wrongfully</b> [2] - 4:18, 5:15 <b>WV</b> [3] - 1:16, 1:19, 1:23  <b>Y</b>  <b>years</b> [1] - 9:10 <b>yesterday</b> [1] - 2:5
---	--	---	---